

FILED

JUN 05 2012

STATE BAR COURT
CLERK'S OFFICE
LOS ANGELES

THE STATE BAR OF CALIFORNIA
OFFICE OF THE CHIEF TRIAL COUNSEL
DONALD R. STEEDMAN, No. 104927
180 Howard Street
San Francisco, California 94105-1639
Telephone: (415) 538-2000

IN THE STATE BAR COURT OF THE STATE BAR OF CALIFORNIA

IN THE MATTER OF THE) Case No. 12-C-13717
CONVICTION OF:)
) Transmittal of Records of Conviction of Attorney (Bus. & Prof.
DAVID LIN,) Code §§ 6101-6102; Cal. Rules of Court, rule 9.5 et seq.)
No. 174022)
) ☒ [X] Felony;
) ☒ [X] Crime(s) involved moral turpitude;
A Member of the State Bar) ☐ [] Probable cause to believe the crime(s) involved moral
) turpitude;
) ☐ [] Crime(s) which may or may not involve moral turpitude or
) other misconduct warranting discipline;
) ☐ [] Transmittal of Notice of Finality of Conviction.
) ☒ [X] **SUMMARY DISBARMENT IMPLICATIONS**

To the CLERK OF THE STATE BAR COURT:

1. Transmittal of records.

- ☒ [X] A. Pursuant to the provisions of Business and Professions Code, section 6101-6102 and California Rules of Court, rule 9.5 et seq., the Office of the Chief Trial Counsel transmits a certified copy of the record of convictions of the following member of the State Bar and for such consideration and action as the Court deems appropriate:
- ☐ [] B. Notice of Appeal
- ☐ [] C. Evidence of Finality of Conviction (Notice of Lack of Appeal)
- ☐ [] D. Other



Name of Member: David Lin

Date member admitted to practice law in California: December 7, 1994

PO Box 61792

Sunnyvale, CA 94088

2. Date and court of conviction; offense(s).

The record of conviction reflects that the above-named member of the State Bar was convicted as follows:

Date of entry of conviction: May 15, 2012

Convicting court: United States District Court, No. Dist. of Cal., San Francisco Division

Case number(s): U.S. District Court, No. Dist. of Cal., S.F. Division, Case No. 3:11-cr-00393

Crime(s) of which convicted and classification(s):

1. Violation of 18 USC §1349, Conspiracy to Commit Mail and Wire Fraud, one count, a felony and crime that involves moral turpitude. (In re McAllister (1939) 14 Cal.2d 602, 603 ["If the actual commission of an offense involves moral turpitude, then a conspiracy to commit such offense would involve moral turpitude."]; and In the Matter of Trousil (Rev. Dept. 1990) 1 Cal. State Bar Ct. Rptr. 229, 239 [re Business and Professions Code section 6126].)
2. Violation of 18 USC §1341, Mail Fraud, sixteen counts, felonies and crimes that involve moral turpitude as in In Re Utz (1989) 48 Cal.3d 468, 482.
3. Violation of 18 USC §1343, Wire Fraud, one count, a felony and crime that involves moral turpitude see In Re Utz (1989) 48 Cal.3d 468, 482.

[X] 3. Compliance with Rule 9.20. (Applicable only if checked.)

We bring to the Court's attention that, should the Court enter an order of interim suspension herein, the Court may wish to require the above-named member to comply with the provisions of rule 9.20, California Rules of Court, paragraph (a), within 30 days of the effective date of any such order; and to file the affidavit with the Clerk of the State Bar Court provided for in paragraph (c) of rule 9.20 within 40 days of the effective date of said order, showing the member's compliance with the provisions of rule 9.20.

[X] 4. Other information to assist the State Bar Court:

We respectfully bring to the Court's attention that the Amended Declaration of Service is necessitated by a typographical error in the Conviction Transmittal that was discovered after service on Mr. David Lin, but before filing by this Court.


DOCUMENTS TRANSMITTED:

Indictment filed June 22, 2011

Verdict filed May 15, 2012

DATED: June 4, 2012

THE STATE BAR OF CALIFORNIA
OFFICE OF THE CHIEF TRIAL COUNSEL

BY 
DONALD R. STEEDMAN
Senior Trial Counsel

A copy of this transmittal and its
Attachments have been sent to:

PERSONAL & CONFIDENTIAL

David Lin
PO Box 61792
Sunnyvale, CA 94088

AMENDED DECLARATION OF SERVICE BY CERTIFIED MAIL

CASE NUMBER: 12-C-13717

I, the undersigned, over the age of eighteen (18) years, whose business address and place of employment is the State Bar of California, 180 Howard Street, San Francisco, California 94105, declare that I am not a party to the within action; that I am readily familiar with the State Bar of California's practice for collection and processing of correspondence for mailing with the United States Postal Service; that in the ordinary course of the State Bar of California's practice, correspondence collected and processed by the State Bar of California would be deposited with the United States Postal Service that same day; that I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date on the envelope or package is more than one day after date of deposit for mailing contained in the affidavit. That in accordance with the practice of the State Bar of California for collection and processing of mail, I deposited or placed for collection and mailing in the City and County of San Francisco, on the date shown below, a true copy of the within

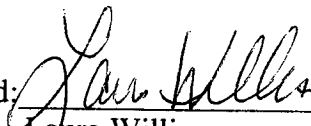
TRANSMITTAL OF CONVICTION RE DAVID LIN

in a sealed envelope placed for collection and mailing as certified mail, return receipt requested, Article No.: 7196 9008 9111 2191 1987, at San Francisco, on the date shown below, addressed to:

PERSONAL & CONFIDENTIAL

**David Lin
PO Box 61792
Sunnyvale, CA 94088**

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed at San Francisco, on the date shown below.

Signed: 
Laura Williams

Date: 6/14/12